PTO/SB/21 (08-00) Please type a plus sign (+) inside this box -> [+] Approved for use through 10/31/2002. OMB 0651-0031 U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. 09/991,460 Applicati n Numb r TRANSMITTAL November 16, 2001 Filing Dat **FORM** BATCHKO, ROBERT G First Nam d Inventor (to be used for all correspondence after initial filing) 2872 **Group Art Unit** Not Yet Assigned **Examiner Name** Total Number of Pages in This Submission 020882-000110US 14 Attorney Docket Number ENCLOSURES (check all that apply) After Allowance Communication to Assignment Papers (+ Coversheet) Fee Transmittal Form (for an Application) Appeal Communication to Board of Fee Attached Drawing(s) Appeals and Interferences Appeal Communication to Group Amendment / Response Licensing-related Papers (Appeal Notice, Brief, Reply Brief) Petition Routing Slip (PTO/SB/69) Proprietary Information After Final and Accompanying Petition Petition to Convert to a Status Letter Affidavits/declaration(s) Provisional Application Power of Attorney or Authorization of Other Enclosure(s) Extension of Time Request Agent (please identify below): Copy of Notice to be returned; Terminal Disclaimer Return Postcard Express Abandonment Request Request for Refund Declaration Certificate Under 37 CFR 3.73(b) (+ copy Information Disclosure Statement CD, Number of CD(s) of Assignment). The Commissioner is authorized to charge any additional fees to Certified Copy of Priority Deposit Account 20-1430. Remarks Document(s) Response to Missing Parts/ Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Townsend and Townsend and Crew LLP Firm and Reg. No. 41,797 Gerald T. Gray Individual name

Firm and Individual name

Signature

Townsend and Townsend and Crew LLP

Gerald T. Gray

Reg. No. 41,797

Reg. No. 41,797

## **CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date:

March 5, 2002

Typed or printed name

Gina 🌠 Zog

Signature

Date

March 5 , 2002

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WC 9038195 v1

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# EE TRANSMITTAL for FY 2001

Patent fees are subject to annual revision.

	Complete if Known	
Application Number	09/991,460	<u> </u>
Filing Date	November 16, 2001	ORIGIA OR
First Named Inventor	BATCHKO, ROBERT G.	191,90
Examiner Name	Not Yet Assigned	17/19
Group Art Unit	2872	1 18
Attorney Docket No.	020882-000110US	

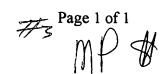
TOTAL AMOUNT OF PAYMENT (\$) 160						Attorney Docket No.			0208				
METHOD OF PAYMENT						FEE CALCULATION (continued)							
The Commissioner is hereby authorized to charge						3. ADDITIONAL FEES							
1. Indicated fees and credit any over payments to:					Large	Entity	Small	Entity					
0				Fee	Fee	Fee	Fee	Fee Description	Fee Paid				
Deposit Account 20-1430			Code 105	(\$) 130	Code 205	( <b>\$</b> ) 65	Surcharge - late filing fee or oath	65					
	Number		127	50	227	25	Surcharge - late provisional filing fee						
			'-'				or cover sheet.						
Deposit Account Townsend and Townsend and Crew LLP				139	130	139	130	Non-English specification					
Name			147	2,520	147	2,520	For filing a request for reexamination						
☐ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17					112	920*	112	920*	Requesting publication of SIR prior to Examiner action				
Applicant claims small entity status.  See 37 CFR 1.27						113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action			
2.	☐ Pa	ymen	t Enclo	sed:				115	110	215	55	Extension for reply within first month	55
	☐ Chec	k	☐ Cre	dit card	Money Order		Other	116	400	216	200	Extension for reply within second month	
	THE PERSON NAMED IN	**********	WHAT LAKE		************			117	920	217	450	Extension for reply within third month	
FEE CALCULATION  1. BASIC FILING FEE						118	1,440	218	720	Extension for reply within fourth month			
Lar		ity S		Entity				128	1,960	228	980	Extension for reply within fifth month	
Fee				Fee	Fee Description	n		119	320	219	160	Notice of Appeal	
Cod				(\$)			Fee Paid	120	320	220	160	Filing a brief in support of an appeal	
101				370	Utility filing fee			121	280	221	140	Request for oral hearing	<u> </u>
106 107				165 255	Design filing fee Plant filing fee	1		138	1,510	138	1,510	Petition to institute a public use proceeding	
108	740	20	08 :	370	Reissue filing fe	е		140	110	240	55	Petition to revive – unavoidable	<b></b>
114	160	21	14 /	80	Provisional filing	j fee		141	1,280	241	640	Petition to revive – unintentional	
				142	1,280	242	640	Utility issue fee (or reissue)	<b></b>				
SUBTOTAL (1)							(3)	143	460	243	230	Design issue fee	<b>  </b>
2.	EXTRA C	LAIM	FEES					144	620	244	310	Plant issue fee	
ĺ						e from	Fee	122	130	122	130	Petitions to the Commissioner Petitions related to provisional	
Total	Claims		20**	= [	Claims be	elow	Paid =	123	50	123	50	applications	
Indep Claim	endent is		-3**	=	x		= [	126	180	126	180	Submission of Information Disclosure Stmt	
Multip Depe	ole ndent		_		x [		=	581	40	581	40	Recording each patent assignment per property (times number of properties)	40
Lar Fee	-	•	Small Fee	Entit Fee	•	41		146	740	246	370	Filing a submission after final rejection (37 CFR § 1.129(a))	
Co:	•	•	Code 203	( <b>\$</b> ) 9	Fee Descrip Claims in exc			149	740	249	370	For each additional invention to be examined (37 CFR § 1.129(b))	
103			202	42	Independent		excess of 3	179	740	279	370 1	Request for Continued Examination (RCE)	
104			204	140				1/9				•	
109	8	4	209	42	** Reissue in original pater		claims over	169	900	169	900	Request for expedited examination of a design application	
** Reissue claims in excess of 20 and				Other fee (specify)									
over original patent						The Commissioner is authorized to charge any additional fees to							
						the above noted Deposit Account.							
•••	e sumbos a	eavior:	elu naid i	if oreste	r: For Roissues sa	ee ahove		*Reduc	ed by Ba	sic Filing	Fee Pa	aid SUBTOTAL (3) (\$)160	

SUBMITTED BY Complete (if applicable)								
Name (Print/Type)	Gerald T. Gray	Registration No. (Attorney/Agent)	41,797	Telephone	925-472-5000			
Signature	Mush T.	May		Date	3/1/02			

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APPLICATION NUMBER

FILING/RECEIPT DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

09/991,460

11/16/2001

Robert G. Batchko

020882-000110US

**CONFIRMATION NO. 3772** 

20350
TOWNSEND AND TOWNSEND AND CREW
TWO EMBARCADERO CENTER
EIGHTH FLOOR
SAN FRANCISCO, CA 94111-3834



Date Mailed: 12/07/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

### FILED UNDER 37 CFR 1.53(b)

### Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
   A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(I) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 65.

A copy of this notice <u>MUST</u> be returned with the reply.

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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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